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7 IN THE UNITED STATES DISTRICT COURT  
8 DISTRICT OF ARIZONA

9  
10 United States of America,  
11 Plaintiff,

No. 07-7297M

12 -vs-

**ORDER**

13 Edgar Barraza-Saenz  
14 aka Eddie Zamore,

Defendant.

15 Having considered Defendant's Motion to Extend Time and good cause  
16 having been shown;

17 THE COURT makes the following findings:

- 18 1. Counsel for defendant has only recently been appointed;  
19 2. The defendant needs additional time to clarify information regarding his  
20 criminal history, which could impact the charge;  
21 3. The defendant earnestly wishes to consider the plea offer extended by  
22 the government;  
23 4. The defendant wishes to investigate possible defenses prior to  
24 considering the government's plea offer;  
25 5. The government's plea offer, if accepted by the defendant and then the  
26 court, would likely reduce defendant's exposure to a significant term of  
27 imprisonment;  
28 6. If the defendant does not timely accept the plea offer prior to indictment,  
the government will withdraw said plea offer and any subsequent plea  
offer after indictment would likely be less advantageous to the  
defendant;

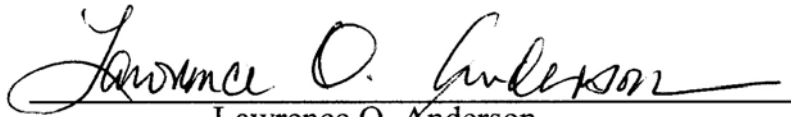
1 7. Failure to extend time for indictment in this instance would thus operate  
2 to bar defendant from reviewing the government's plea offer in a  
meaningful way prior to indictment; and,

3 8. The ends of justice served by this continuance outweigh the best interest  
4 of the public and the defendant in a speedy indictment.

5 **IT IS HEREBY ORDERED** that defendant's Motion to Extend Time for  
6 Indictment requesting an extension of thirty (30) days within the government may seek to  
7 indict defendant, is hereby granted.

8 **IT IS FURTHER ORDERED** that pursuant to the Speedy Trial Act, 18  
9 U.S.C. § 3161, the Government shall have an extension of thirty (30) days to file a timely  
10 Indictment. Excludable time shall begin to run on the 31st day after arrest for a period of  
11 thirty (30) days in which the Government may present the case to the grand jury.

12 DATED this 16<sup>th</sup> day of November, 2007.

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14 Lawrence O. Anderson  
15 United States Magistrate Judge  
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